Drinking Water and Wastewater Loans

IDAPA 58.01.12

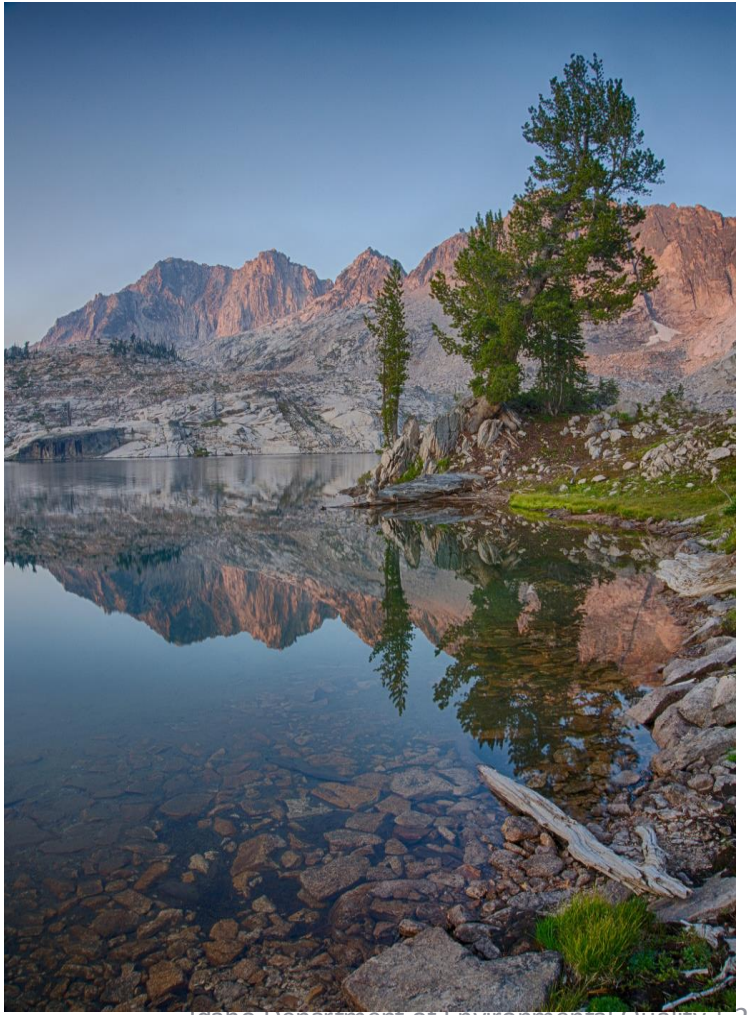
Negotiated Rule Making

STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

Grants & Loans Bureau

Objectives

- Introductions
- Housekeeping
- Zero Based Regulation
- Rule Changes
- Walk Through Disadvantaged Criteria
- Rulemaking Process & Next Steps



Housekeeping and Reminders

- In person: Please sign in
- In person: Please silence cell phones
- Online: Mute microphone when not talking
- Online: Raise hand feature or type question in chat box
- Please introduce yourself before speaking
- This meeting will not be recorded
- We encourage discussion but please submit written comments to Diane.Cutler@deq.Idaho.gov by **April 24, 2025**
- Only written comments will be considered

Executive Order 2020-01

Zero Based Regulation (ZBR)

- Followed from Executive Order 2019-02, Red Tape Reduction Act
- Simplify rules
- Reduce regulatory burden
- Provide clarity and ease of use
  - Remove obsolete, outdated, unnecessary language/regulations
- Review rules on a defined schedule
- GW Rules scheduled for 2025 for the 2026 legislative session

The draft rule is available on the webpage:

[Rulemaking | Idaho Department of Environmental Quality]

Proposed Rule

Negotiated Rule Documents and Meeting Presentations

Negotiated Rule Documents and Meeting Presentations	Date Posted	Date of Meeting	Written Comment Deadline
Negotiated Rulemaking Rule Draft No. 1	4/9/2025	4/17/2025	4/24/2025

Non-Substantive Changes

1. Replaced words such as shall, should, with must, will, & can
2. Removed obsolete language, text that exists in statute, and unused definitions
3. Added referenced material “Idaho Standards for Public Works Construction”
4. Added definitions for Affordability and Annual User Rate
5. Referenced related rules (Idaho Rules for Public Drinking Water Systems, Wastewater Rules)
6. Moved sections for better flow and readability

Substantive changes

- Increased points in affordability criteria
- Revised disadvantaged loans and affordability to a tiered approach
- Reduced language in supplemental grants to Director and Board approval
- Provided alternative language for professional liability insurance

Rulemaking Process and Next Steps

Negotiations	Proposed Rule	DEQ Board
April 17, 2025 **Public comments due by April 24, 2025** **2nd: May 29, 2025** Public comments due by June 5, 2025	Publish in August 2025 bulletin 21-day public comment (Sept. 24, 2025)	November 2025

Pending Rule will be published in the December 2025 Bulletin

Public Discussion

- Please state your name and affiliation.
- Note this is not the official public comment forum.
- Please provide comments in writing by April 24, 2025 to: Diane. Cutler@deq.Idaho.gov



Thank you